



Application No. (if known): 10/780,286

Attorney Docket No.: 02008/150001

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV 535682025 US in an envelope addressed to:

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on November 3, 2004
Date



Signature

Charlotte L. Cunningham

Typed or printed name of person signing Certificate

Registration Number, if applicable

(713) 228-8600

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Application Data Sheet



hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV535682025US, in an envelope addressed to: MS PGPUB Drawings, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 3, 2004 Signature: *Charlotte L. Cunningham*
(Charlotte L. Cunningham)

Docket No.: 02008/150001
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Masashi Miyazaki et al.

Application No.: 10/780,286

Confirmation Number: 7081

Filed: February 17, 2004

Art Unit: N/A

For: TESTING APPARATUS

Examiner: Not Yet Assigned

SUBMISSION OF SUBSTITUTE DRAWINGS

MS PGPUB Drawings
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Submitted herewith is one set (four sheets, four figures) of substitute drawings for filing in the above-identified patent application.

The drawing changes incorporated in the substitute drawings were approved by the Examiner in the Office Action dated September 7, 2004.

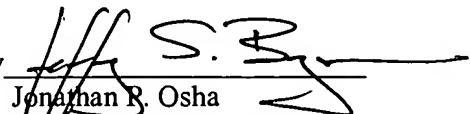
Please cancel the drawings previously filed in this application.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 50-0591, under Order No. 02008/150001 from which the undersigned is authorized to draw.

Dated: November 3, 2004

Respectfully submitted,

By


Jonathan R. Osha
Registration No.: 33,986
OSHA & MAY L.L.P.
1221 McKinney St., Suite 2800
Houston, Texas 77010
(713) 228-8600
(713) 228-8778 (Fax)



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Dated: November 3, 2004 Signature:
(Charlotte L. Cunningham)

Docket No.: 02008/150001
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Masashi Miyazaki et al.

Application No.: 10/780,286

Confirmation No.: 7081

Filed: February 17, 2004

Art Unit: N/A

For: TESTING APPARATUS

Examiner: Not Yet Assigned

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

MS Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed September 7, 2004, Applicant respectfully submits a Combined Declaration and Power of Attorney, an Application Data Sheet, Formal Drawings (4 figures, 4 pages), Part 2 Copy of Notice and Specification and Verification of English translation.

Please charge our Credit Card in the amount of \$1,050.00 covering the fee set forth in 37 CFR 1.16(e), 1.16(a), and 1.16(e). Credit Card Payment Form SB-2038, with a signature from an authorized cardholder, is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit

Account No. 50-0591, under Order No. 02008/150001. A duplicate copy of this paper is enclosed.

Dated: November 3, 2004

Respectfully submitted,

By J.P. Osha 45925

~~Jonathan P. Osha~~

Registration No.: 33,986

OSHA & MAY L.L.P.

1221 McKinney St., Suite 2800

Houston, Texas 77010

(713) 228-8600

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Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

<input type="checkbox"/>	Applicant claims small entity status. See 37 CFR 1.27
TOTAL AMOUNT OF PAYMENT (\$)	

15925

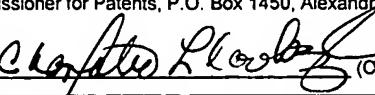
Complete if Known	
Application Number	10/780,286-Conf. #7081
Filing Date	February 17, 2004
First Named Inventor	Masashi Miyazaki
Examiner Name	Not Yet Assigned
Art Unit	N/A
Attorney Docket No.	02008/150001

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check	<input checked="" type="checkbox"/> Credit Card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> Deposit Account:			
Deposit Account Number	50-0591		
Deposit Account Name	Osha & May L.L.P.		
The Director is authorized to: (check all that apply)			
<input type="checkbox"/> Charge fee(s) indicated below	<input checked="" type="checkbox"/> Credit any overpayments		
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)			
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.			
FEE CALCULATION			
1. BASIC FILING FEE			
Large Entity		Small Entity	
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	790	2001	395
1002	350	2002	175
1003	550	2003	275
1004	790	2004	395
1005	160	2005	80
SUBTOTAL (1) (\$)		790.00	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE			
Large Entity		Small Entity	
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1202	18	2202	9
1201	88	2201	44
1203	300	2203	150
1204	88	2204	44
1205	18	2205	9
SUBTOTAL (2) (\$)		0.00	
**or number previously paid, if greater. For Reissues, see above			
3. ADDITIONAL FEES			
Large Entity Fee Description	Small Entity Fee Description	Fee Paid	
1051 Utility filing fee	2051 Surcharge - late filing fee or oath	Code (\$)	Fee (\$)
1052 Design filing fee	2052 Surcharge - late provisional filing fee or cover sheet	1051 130	130.00
1053 Plant filing fee	1053 Non-English specification	1052 50	
1004 Reissue filing fee	1812 For filing a request for ex parte reexamination	1053 130	130.00
1005 Provisional filing fee	1804 Requesting publication of SIR prior to Examiner action	1812 2,520	
SUBTOTAL (1) (\$)		1804 920*	920*
SUBTOTAL (2) (\$)		1805 1,840*	1,840*
*Reduced by Basic Filing Fee Paid			
SUBTOTAL (1) (\$)		260.00	

SUBMITTED BY			
Name (Print/Type)	Jonathan P. Osha	Registration No. (Attorney/Agent)	33,986
Signature	Jeff S. Beag		Date November 3, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 535682025 US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: November 3, 2004

Signature:  (Charlotte L. Cookingham)



NOV 04 2004

Page 1 of 2 11/11

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/780,286	02/17/2004	Masashi Miyazaki	02008.150001

CONFIRMATION NO. 7081

Jonathan P. Osha
ROSENTHAL & OSHA L.L.P.
Suite 2800
1221 McKinney
Houston, TX 77010

FORMALITIES LETTER



OC000000013739550

Date Mailed: 09/07/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/05/2004 FFANAI2 00000077 10780286

01 FC:1001	790.00 OP	FILED UNDER 37 CFR 1.53(b)
02 FC:1051	130.00 OP	
03 FC:1053	130.00 OP	

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow

chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-4.

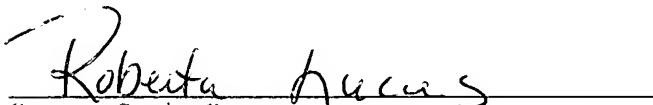
SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.



Roberta Hucus
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE